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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
KEVIN JOHANSEN,)
)
Defendant.)

No. CR 10-0759 CRB

**~~PROPOSED~~ ORDER EXCLUDING
TIME FROM OCTOBER 18, 2010 TO
OCTOBER 20, 2010**

The parties appeared before the Honorable Joseph C. Spero on October 18, 2010 for a continued detention hearing and to arraign the defendant on the indictment. With the agreement of counsel for both parties and the defendant, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from October 18, 2010 to October 20, 2010. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence and the need for defense counsel to investigate possible defenses and review the discovery in this case with the defendant once it is received .

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from October 18, 2010 to October 20, 2010, outweigh the best interest of the public and the defendant in a speedy trial and filing of an indictment or information. 18

ORDER EXCLUDING TIME
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1 U.S.C. § 3161(h)(7)(A).

2 3. Accordingly, and with the consent of the defendant, the Court ordered that the period
3 from October 18, 2010 to October 20, 2010, be excluded from Speedy Trial Act calculations
4 under 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

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6 IT IS SO STIPULATED.

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8 DATED: October 18, 2010

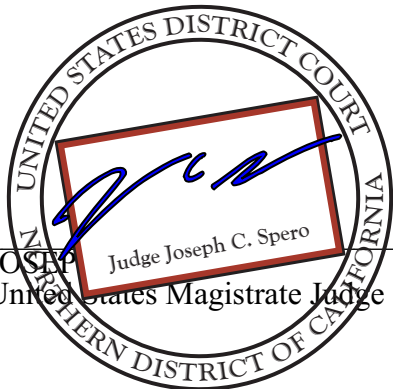
/s/
RONALD TYLER
Counsel for Kevin Johansen

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11 DATED: October 18, 2010

/s/
BRIAN C. LEWIS
Assistant United States Attorney

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14 IT IS SO ORDERED.

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17 DATED: 10/20/10

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JOSEPH C. SPERO
United States Magistrate Judge